

man there is a way, a ways and a way, and each man decideth each way his soul shall go.

Such has been the life, career and work of the Representative Ron Dellums, who has served his family, community, country and, yes, the world with elegance and distinction. He has demonstrated courage and commitment and has been loyal to those causes which he deemed to be just. Ron has been an ambassador of democracy and a serious promoter of peace, recognizing and realizing the difficulty of its attainment.

One of my colleagues recently said of Ron Dellums that he has made a difference. I agree with that assessment and go a step further. I say not only has Ron made a difference but he is different. Ron marches to the beat of a different drummer. He is a thoroughbred, a long-distance runner, tough and tenacious. He is certainly one of the best. He is in a class by himself.

When describing Ron, some people like to refer to his stature. The young fellow on the block where I live says, "He is tall like pine, black like crow, talk more noise than WVON radio." Ron reminds me of the words of Sir Issac Watts when he said, "Were I so tall as to reach from poll to poll or grasp the ocean with my span; I must be measured by my soul, for the mind is the standard of the man."

Ron Dellums. What a mind, what a man. A creative, piercing, probing, incisive, thought-provoking, inspiring, charismatic, careful, considerate and deliberative mind. The mind to stand up when others sit down. The mind to act when others refuse to act. The mind to stand even when you stand alone, battered, bruised and scorned, but still standing. Standing on principle, standing tall and standing for the people.

And so, Ron, as you leave to look after the needs of your family and pursue other endeavors, take with you the words of this Irish proverb, "May the roads rise up to meet you, may the wind always be at your back, may the sun shine warmly upon your face, and until we meet again, may the good Lord hold you in the hollow of his hand."

A Luta Continua!

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Florida (Mr. FOLEY) is recognized for 5 minutes.

(Mr. FOLEY addressed the House. His remarks will appear hereafter in the Extensions of Remarks.)

IN SUPPORT OF MEDICARE VENIPUNCTURE SENIORS PROTECTION ACT

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Alabama (Mr. ADERHOLT) is recognized for 5 minutes.

Mr. ADERHOLT. Mr. Speaker, first let me say that I would like to commend my colleague, the gentleman from West Virginia (Mr. RAHALL), for

his leadership on the issue of Medicare coverage for venipuncture.

Since Christmas, I have received hundreds of letters and numerous phone calls at both my home and office on home care and the health of our elderly. Most of these people calling and writing are scared. They are afraid for themselves and for their loved ones. Why are they afraid? Because the recently passed Balanced Budget Act will change their lives in a way that could be devastating.

This change in coverage under Medicare for a service known as venipuncture or, more simply, the drawing of blood, was made without even a score from the Congressional Budget Office. No hearings were held; no specific clinical examples were used. We are being told that this will not have a strong impact on the lives of those who receive this service because they can qualify in some other way for venipuncture services.

But what if they cannot? What if even a handful cannot get the services they need anymore? People could die. People could actually die if we are not sure about the impact of this change which became effective last week. In the court system in this country the jury must have evidence that can leave no reasonable doubt of guilt to make a decision. How can we sentence our seniors to this harsh change if we do not have assurance that they will be protected from harm?

For this reason I have introduced H.R. 3137, the Medicare Venipuncture Seniors Protection Act, which will delay the implementation of this legislation for 18 months, giving us more time to study the impact of this change in coverage on our elderly and frail. This bill will also request specific information from Health and Human Services on the hardships of those in rural areas and what they will endure due to the effect of this new law.

I fear that those who recommended this change were thinking more of places like New York City than rural parts of Alabama, West Virginia and Texas, where people may not be physically able to get to a doctor's office or to have their blood drawn. This small 29-word provision that was inserted into the Balanced Budget Act rather hastily did not take into account the situation of States like Tennessee, for instance, where under their State law lab technicians by law cannot leave the health care facility, leaving any homebound person truly in need of venipuncture with very limited options.

We are all in favor of cutting out waste, fraud and abuse, but let us not throw the baby out with the bathwater by punishing the elderly and the frail who have come to depend on these services. Waste, fraud and abuse in a Medicare system that has just been saved from the brink of bankruptcy cannot be tolerated, but a truly homebound elderly Medicare recipient should not be punished for the fraud their health care provider is engaged in.

I ask my colleagues to join with me in fighting to protect our seniors.

Mr. THOMPSON. Mr. Speaker, I rise today as the representative of Mississippi 2nd Congressional District in support of H.R. 2912, the Medicare Venipuncture Fairness Act of 1997. This bill will delay the implementation of the Venipuncture provision in the Balanced Budget Act 1997, Section 4615. The service is greatly needed for elderly people who utilize home health services solely for venipuncture. Patients on Coumadin, a blood thinning agent, need repetitive blood sampling and monitoring to determine if their treatment is effective. The loss of this venipuncture service for patients on certain medications such as Coumadin could result in life threatening episodes.

The Mississippi Association for Home Care estimates that eliminating the venipuncture provision will affect Ten to Twelve thousand patients in Mississippi alone. Punishing the frail and elderly recipients who depend upon home health services is not the intent of this change, but will be the ultimate effect.

According to the Health Care Financing Agency (HCFA), the venipuncture provision was placed into law under the Balanced Budget Act of 1997 (BBA) in order to fight fraud and abuse of the Medicare system. Mr. Speaker, I am committed to ending fraud and abuse. However, I do not support fighting fraud and abuse to the detriment of the Nation's elderly. I am also greatly concerned about this provision due to the fact that: There were no hearings on the inclusion of this provision in the Balanced Budget Act, there was no Congressional Budget Office estimate given on the venipuncture provision, and the provision was based on anecdotal evidence and there were no specific clinical examples used as a justification for the provision.

Therefore, I am in full support of H.R. 2912, which calls for the Secretary of Health and Human Services to delay the implementation of Section 4615 of the Balanced Budget Act for 18 months from the date of the enactment. This delay will also allow further study on the impact of the provision on the homebound frail and elderly.

As I close, I would like to once again express my support for H.R. 2912 and thank Representative RAHALL and Representative ADERHOLT for their work in bringing this legislation forth to protect the interests of venipuncture patients. I urge my colleagues to support this bill.

GENERAL LEAVE

Mr. ADERHOLT. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on the subject matter of my special order.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Alabama?

There was no objection.

HR 2912 MEDICARE VENIPUNCTURE FAIRNESS ACT

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from West Virginia (Mr. RAHALL) is recognized for 5 minutes.